

CORRECTED

MONTANA PUBLIC SERVICE COMMISSION

UTILITY DIVISION

AGENDA NO. 03-01-06

Date Published: January 2, 2003
For Work Week Commencing: January 6, 2003
Business Meeting: January 6, 2003, 1:30 p.m.

General Introduction This agenda is the Commission's Utility Division agenda for the work week designated. In the later part of each week (generally, Thursday by 2:00 p.m.) prior to the work week to which an agenda pertains, the agenda is posted on the public information bulletin board at the Commission offices, deposited in the mail directed to all persons who have properly requested notice by mail, emailed to all persons who have properly requested notice by email, and posted to the Public Service Commission's worldwide web site located at <http://www.psc.state.mt.us>.

Place of Meetings All meetings are held at the Commission offices, 1701 Prospect Avenue, Helena, Montana, unless otherwise noted.

Inquiries General inquiries concerning this Utility Division agenda and subscribing to notice by mail may be made to Steve Vick at (406) 444-6187. He may refer inquiries to another person within the agency.

Accommodation for Persons with Disabilities Anyone needing an accommodation for physical, hearing, or sight impairment in order to attend a scheduled meeting should contact the Commission secretary at (406) 444-6199 sufficiently prior to the meeting to allow accommodations to be made.

Work Sessions All items identified below are for Commission discussion or action on the day designated.

1. D2002.10.131 – NWE – NWE Application for Determinations Pursuant to Federal Law Related to its Contract with Montana Megawatts. (1/6/03)
2. D97.7.90 - PPLM v. PSC, Lawsuit over Commission Order No. 5986t, (1/6/03)
3. L-02.11.5 – RUL – Rulemaking on Electricity Default Procurement Guidelines. (1/6/03)
4. D2002.9.120 – Energy West Montana – General Gas Rate Case. (1/6/03)
5. Kathy Arnold – Complaint against Montana-Dakota Utilities. (1/6/03)
6. Energy Forum – Report on Planning Forum, Discuss Misc. Administrative Matters. (1/6/03)
7. D2001.11.147 – Mid-Rivers – EAS with Billings Region. (1/6/03)

Other Meetings

- (1/6/03) 9:00 am– Swearing in for Commissioners Schneider and Jergeson (Supreme Court)
- (1/6/03) 10:00 am – New Commissioner Reception (Bollinger Room)
- (1/7/03) 9:00 am – Legislative/Budget – Daily As Needed
- (1/8/03) 9:00 am – Legislative/Budget – Daily As Needed
- (1/9/03) 9:00 am – Legislative/Budget – Daily As Needed
- (1/9/03) 3:00 pm – PSC Meeting with Senate Energy Commission (Capitol Room 137)
- (1/10/03) 9:00 am – Legislative/Budget – Daily As Needed

Weekly Scheduling Meeting – Will be held at 1:15 p.m. on the day of the Business Meeting

Action Items All items identified below are for action at the Commission business meeting.

Notice Items All items identified below are noticed for public participation purposes. Unless otherwise stated in the text of the notice, the items will be action items on the next following agenda or a subsequent agenda and participation may be had by submitting written comments to the Public Service Commission, 1701 Prospect Avenue, P.O. Box 202601, Helena, Montana, 59620-2601, within 5 calendar days following publication of this agenda. Public comments on a noticed matter may also be submitted within the required time through the PSC's web-based comment form at <http://psc.state.mt.us/PublicComment/PublicComment.htm>. Comments should reference the docket number of the matter.

1. NWE DOCKET NO. D2002.12.159 (Eric)

On December 23, 2002, NWE filed an application for authority to consummate a credit agreement and issue \$390 million in principal amount of secured long-term notes in the form of First Mortgage Bonds. The new credit facility will be secured by First Mortgage Bonds in the amount of (1) \$280 million issued under NWE's indenture covering its Montana utility assets and (ii) \$110 million issued under the Applicant's indenture covering its South Dakota and Nebraska utility assets. The term loans secured by the Montana Bonds will replace NWE's existing \$280 million credit facility, which was entered into as of January 14, 2002, in connection with NWE's acquisition of the utility business of the former Montana Power Company, and for other general corporate purposes related to the Montana operations recognized by MCA § 69-3-501. None of the proceeds from the Montana Bonds will be used to fund NWE's non-regulated operations.

Information Items All items identified below are for information only.

Tentative Action Items for Agenda 03-01-14

New Filings Received in Past Week